

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 854	Press ~~Mis.~~
71-72	
Dated 9-6-19	19 1885

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
9th June 1863.*

No. 71. Read the following letter from the Honorable R. S. ELLIS, c. b., Acting Magistrate of the Madras District; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Judicial Department, Fort Saint George, dated Saidapet, 12th May 1863, No. 30.

I beg to enclose a copy of a letter received from the Joint Magistrate of this District, and request the instructions of Government.

2. It seems to me that the proper course was for the Civil Surgeon to have provided for the proper guarding of the Lunatic while under observation, and to have made out a Contingent Bill for the cost of the keeper or keepers, against the Magisterial Department.

From W. S. HOOPER, Esq., Acting Joint Magistrate of the Madras District; to the Honorable R. S. ELLIS, c. b., Acting Magistrate of the Madras District, dated Chingleput, 1st May 1863, No. 38.

A man who is supposed to be of unsound mind was forwarded to me three days ago by the Sub-Magistrate of Streepermatur. I immediately forwarded him to the Civil Dispensary, and requested the Zillah Surgeon to furnish me with the Certificate required by Act XXXVI of 1858, after he should have formed his opinion as to the state of the man's mind. The Zillah Surgeon informed me that he must decline to receive the man into the Hospital, unless I could furnish a guard for him. I accordingly issued a Warrant to the Head Constable, for his detention. I am now informed that there are two Police orders regarding Lunatics, one of which prohibits a Lunatic from being admitted into the Station house, and the other prohibits any guard from being detailed to guard him elsewhere. Under these circumstances, I request that you will ascertain what is the proper course to be pursued in such cases, where a Lunatic should be detained while under observation, and on whom the duty of guarding him devolves.

(True Copy.)

(Signed) R. S. ELLIS,
Acting Magistrate.

No. 72.

ORDER THEREON, 9th June 1863, No. 894.

The Acting Magistrate of the Madras District reports that a difficulty has occurred in regard to the safe custody of a Lunatic forwarded under Section IV, Act XXXVI of 1858, to a Medical Officer for examination, the Police being prohibited by certain Departmental orders from taking charge of persons, supposed to be deranged, while under Medical observation. Mr. Ellis considers that the proper course would be for the Civil Surgeon to make arrangements for the safe keeping of the Lunatic, and to charge the expense thus incurred to the Magistracy by a Contingent Bill.

2. It appears to the Governor in Council that as there is no Lunatic Asylum at Chingleput, the man should be sent to the Gaol Hospital there where he will be under the constant supervision of the Surgeon and the Jail Dresser, and at the same time be securely guarded.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

To day

Ind^l Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following
letter from the M^r. Magistrate
of the Madras District.
(Recd. enter 12th May 1853 N^o 30)

Order thereon of 9th June 1853 N^o 894.

The Acting Magis-
trate of the Madras District
reports that a difficulty
has occurred in regard to the
safe custody of a Lunatic
forwarded under Section ^{II, Act} XXXVII
of 1858 to a medical Officer
for examination, the Police
being prohibited by certain
Departmental orders from
taking charge of persons,
supposed to be deranged,
while under medical obser-
vation. Mr. Ellis considers

J.P.

This revised draft is prepared
in accordance with orders, and
I beg to state that the man
referred to is not a Criminal
Lunatic, but simply, a person
found at large, & believed to
be dangerous by reason of
Lunacy. If the fact of his
Lunacy were established, he
would go to an asylum,
if one were there to be
available, & not to Gaol.
The Govt (with the sanction
of the S^r. G. in C.) may establish
an asylum anywhere in the

but the
is not
so but
must
go to

would

would be for the Civil
Surgeon to make arrange-
ments for the safe keeping
of the Lematic, and to
change the expense thus
incurred to the Magistracy
by a Contingent Bill.

2. It appears to the
Governor in Council that as there is no Senator
the man should be sent ^{here} to the Gaol Hospital where
he will be under the
constant supervision of the
Surgeon and the Jail warden,
and at the same time ^{be} ~~be~~ ^{securely}
guarded.

PMH

LPH

To the M. Magistrate of the
Madras District.
- Insp. General of Jails.

Pro. Inc

Inc 1863 Department.

No. 894

PROCEEDINGS OF GOVERNMENT,

Dated 9th June 1863-

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